IN THE HIGH COURT OF JUDICATURE AT BOMBAY
ORDINARY ORIGINAL CIVIL JURISDICTION

NOTICE OF MOTION NO.2250 OF 2006
IN
APPEAL NO.503 OF 2006
IN
CHAMBER SUMMONS NO.1045 OF 2005
IN
EXECUTION APPLICATION NO.37 OF 2005
IN
CASE NO.1990 - K - 528

Arvind Jeram Kotecha .. Appellant
V/s
Prabhudas Damodar Kotecha .. Respondent

Mr.Virag Tulzapurkar with Mr.K.G.Munshi and Mr.Ashok Mehra i/by M/s.A.R.Vaidya & Co. for the Appellant.

Mr.Dara Zaiwallla with Mr.J.J.Thakker for the Respondent.

CORAM: DR.S.RADHAKRISHNAN &
S.J.VAZIFDAR, JJ.

DATE : 3rd August, 2006.

P.C.:

1. Heard the learned Counsel for the parties. Perused the order dated 13th April 2004 passed in the Notice of Motion No.1400 of 2004 in Appeal No.1123 of 2003. The issue involved in the present matter is identical to the issue involved in the aforesaid Appeal No.1123 of 2003. Under these circumstances, the present Notice of Motion No.2250 of 2006 is made absolute in terms of prayer clause (a).

(DR.S.RADHAKRISHNAN, J.)

(S.J.VAZIFDAR,J.)